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Incomplete Application

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031
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		Application Number	10/797,439
TRANSMITT		Filing Date	March 9, 2004
FORM		First Named Inventor	Gary Weller
		Art Unit	3731
(to be used for all correspondence after	initial filing)	Examiner Name	Unassigned
Total Number of Pages in This Submission	n	Attorney Docket Number	SATTY 69244
	ENCLOS	URES (Check all that apply	0
Fee Transmittal Form	Drawing(s)	After Allowance Communication to TC
Fee Attached	Licensing	g-related Papers	Appeal Communication to Board of Appeals and Interferences
Amendment / Reply	Petition		Appeal Communication to TC (Appeal Notice, Brief, Reply
After Final		o Convert to a al Application	Proprietary Information
Affidavits/declaration(s)		Attorney, Revocation of Correspondence Address	Status Letter
Extension of Time Request	Terminal	Disclaimer	Other Enclosure(s) (please identify below):
Express Abandonment Request	Request	for Refund	Postcard 81 References
Information Disclosure Statement		nber of CD(s)	
Certified Copy of Priority Document(s)	Remarks	Lanuscape Table on CD	

	SIGNATURE OF APPLICANT, A	TTORNEY, OR AGENT	
Firm Name	FULWIDER PATTON LLP		
Signature	Douglas R. Petr	-	
Printed name	DOUGLAS R. PETERSON		
Date	October 3, 2006	Reg. No. 53,458	

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	CERTIFICATE OF TRANSM	MISSION/MAILING	G	
	orrespondence is being facsimile transmitted to the class mail in an envelope addressed to: Commissio			
Signature	Donde R. Peterson			
Typed or printed name	DOUGLAS R. PETERSON	Date	October 3, 2006	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reduce should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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Douglas R. Peterson, Reg. No. 53,458

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

: 10/797,439

Applicant

: Gary Weller, Alex T. Roth, Christopher Julian, Jamy Gannoe,

Andrew H. Hancock, Craig Gerbi

Filed

: March 9, 2004

Art Unit

: 3731

Examiner

: Unassigned

Title

: DEVICES AND METHODS FOR PLACEMENT OF

PARTITIONS WITHIN A HOLLOW BODY ORGAN

Docket No.:

: SATTY 69244

Customer No.

: 24201

FOURTH SUPPLEMENTAL

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Form PTO/SB/08a have come to the attention of Applicant and are submitted to the Office under 37 C.F.R. § 1.97.

Applicant asks the Examiner to consider these references in examining the application. A copy of each of the cited foreign patents and articles is enclosed.

Applicant believes that this Information Disclosure Statement has been filed before the mailing date of a first Office action on the merits in accordance with 37 C.F.R. § 1.97(b)(3) and therefore, no fee is due. However, if a fee is in fact due the

Commissioner is authorized to charge our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

Bv:

Douglas R. Peterson Registration No. 53,458

DRP:jeb Enclosures

Howard Hughes Center 6060 Center Drive, Tenth Floor Los Angeles, CA 90045 Telephone: (310) 824-5555 Facsimile: (310) 824-9696

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Complete if Known Substitute for form 1449A/PTO Application Number 10/797,439 March 9,2004 Filing Date INFORMATION DISCLOSURE Gary Weller First Named Inventor STATEMENT BY APPLICANT Art Unit 3731 Examiner Name Unassigned (use as many sheets as necessary) 4 Attorney Docket Number **SATTY 69244** Sheet of | 20 U.S. PATENT DOCUMENTS Document Number Name of Patentee or Pages, Columns, Lines, Where Cite Examiner **Publication Date** Relevant Passages or Relevant Applicant of Cited Number Kind Code Initials* MM-DD-YYYY Document Figures Appear (if known) 5,306,300 04-26-1994 Berry 5,309,896 05-10-1994 Moll et al. Welch 05/10/1994 5,309,927 5,327,914 07-12-1994 Shlain 5,330,486 07-19-1994 Wilk 5,330,503 07-19-1994 Yoon 5,331,975 07-26-1994 **Bonutti** 5,334,209 08-02-1994 Yoon 5,334,210 08-02-1994 Gianturco 09-13-1994 Shlain 5,345,949 09-13-1994 5,346,501 Regula et al. 5,355,897 10-18-1994 Pietrafitta et al. 5,376,095 12-27-1994 Ortiz 5,382,231 01-17-1995 Shlain 5,403,326 04-04-1995 Harrison et al. 07-18-1995 5,433,721 Hooven et al. 5,437,291 08-01-1995 Pasricha et al. 5,449,368 09-12-1995 Kuzmak 5,452,837 09-26-1995 Williamson, IV et al. 5,458,131 10-17-1995 Wilk FOREIGN PATENT DOCUMENTS Foreign Patent Document Name of Patentee or Pages, Columns, Lines Cite **Publication Date** Examiner T6 Applicant of Cited Where Relevant Passages Initials* Kind MM-DD-YYYY Office3 Number4 Document or Relevant Figures Appear (if known) wo 2004/009269 01-29-2004 A2 Craig et al. 02-19-2004 WO 2004/014237 Αl Gannoe et al. 03-04-2004 wo 2004/017863 A2 Bessler WO 2004/019826 Αl 03-11-2004 Cartledge et al. wo 2004/037064 A2 05-06-2004 Satiety, Inc. WO 2004/049911 A2 06-17-2004 Hickle 07-15-2004 WO 2004/058102 A2 lmran WO 2004/060150 Al 07-22-2004 Smith et al. WO 10-14-2004 Gl Dynamics, Inc. 2004/087014 A2 Examiner Date Signature Considered

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2. Complete if Known Substitute for form 1449A/PTO Application Number 10/797,439 March 9,2004 Filing Date INFORMATION DISCLOSURE First Named Inventor Gary Weller STATEMENT BY APPLICANT Art Unit 3731 Examiner Name Unassigned (use as many sheets as necessary) of 20 Attorney Docket Number **SATTY 69244** Sheet U.S. PATENT DOCUMENTS Pages, Columns, Lines, Where Name of Patentee or Document Number Examiner Cite **Publication Date** Number Kind Code² Applicant of Cited Relevant Passages or Relevant MM-DD-YYYY Initials* Document Figures Appear (if known) 5,810,851 09-22-1998 Yoon 09-22-1998 Rayburn et al. 5,810,855 09-22-1998 5,810,882 Bolduc et al. 10-06-1998 5,816,471 Plyley et al. 5,820,584 10-13-1998 Crabb 5,824,008 10-20-1998 Bolduc et al. 5,827,298 10-27-1998 Hart et al. 5,833,690 11-10-1998 Yates et al. 11-17-1998 Borst et al. 5,836,311 11-24-1998 5,839,639 Sauer et al. 01-19-1999 5,860,581 Robertson et al. 5,861,036 01-19-1999 Godin 02-09-1999 Ellias 5,868,141 5,868,760 02-09-1999 McGuckin, Jr. 5,876,448 03-02-1999 Thompson et al. 03-09-1999 Gardiner et al. 5,879,371 5,887,594 03-30-1999 LoCicero, III 04-27-1999 5,897,534 Heim et al. 03-20-1999 Bonutti 5,888,196 05-25-1999 Rito et al. 5,906,625 06-08-1999 Swain et al. 5,910,105 06-18-1999 5,910,149 Kuzmak 5,921,993 07-13-1999 Yoon 5,927,284 07-27-1999 Borst et al. 5,928,264 07-27-1999 Sugarbaker et al. FOREIGN PATENT DOCUMENTS Pages, Columns, Lines Foreign Patent Document Cite No¹ **Publication Date** Name of Patentee or Applicant Where Relevant Examiner T6 Passages or Relevant Kind⁵ MM-DD-YYYY of Cited Document Initials* Office3 Number4 (if known) Figures Appear Examiner Date

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